

HOUSE JOINT RESOLUTIONS

PROPOSED CONSTITUTIONAL AMENDMENT—REGULAR AND SPECIAL SESSIONS—COMPENSATION OF LEGISLATORS

H. J. R. No. 3

Proposing an amendment to Section 24 of Article III of the Constitution of the State of Texas allowing an annual salary of not to exceed Four Thousand, Eight Hundred Dollars (\$4,800) per year and a per diem allowance of not to exceed Twelve Dollars (\$12) per day for the first one hundred and twenty (120) days only of each Regular Session and for thirty (30) days of each Special Session of the Legislature as the maximum compensation for Members of the Legislature; limiting the Regular Session to one hundred and forty (140) days; and prescribing the form of ballot and providing for the necessary proclamation and publication.

Be it resolved by the Legislature of the State of Texas:

Section 1. That Section 24 of Article III of the Constitution of the State of Texas be amended so as hereafter to read as follows:

"Sec. 24. Members of the Legislature shall receive from the Public Treasury an annual salary of not exceeding Four Thousand, Eight Hundred Dollars (\$4,800) per year and a per diem of not exceeding Twelve Dollars (\$12) per day for the first one hundred and twenty (120) days only of each Regular Session and for thirty (30) days of each Special Session of the Legislature. No Regular Session shall be of longer duration than one hundred and forty (140) days.

"In addition to the per diem the Members of each House shall be entitled to mileage in going to and returning from the seat of government, which mileage shall not exceed Two Dollars and Fifty Cents (\$2.50) for every twenty-five (25) miles, the distance to be computed by the nearest and most direct route of travel, from a table of distances prepared by the Comptroller to each county seat now or hereafter to be established; no Member to be entitled to mileage for any extra Session that may be called within one (1) day after the adjournment of the Regular or Called Session."

Sec. 2. The foregoing Constitutional Amendment shall be submitted to a vote of the qualified electors of this State at an election to be held on the 8th day of November, 1960, at which election all ballots shall have printed thereon the following:

"FOR the Constitutional Amendment allowing an annual salary of not to exceed Four Thousand, Eight Hundred Dollars (\$4,800) per year and a per diem allowance of not to exceed Twelve Dollars (\$12) per day for the first one hundred and twenty (120) days only of each Session of the Legislature as the maximum compensation for Members of the Legislature and limiting the Regular Session to one hundred and forty (140) days."

"AGAINST the Constitutional Amendment allowing an annual salary of not to exceed Four Thousand, Eight Hundred Dollars (\$4,800) per year and a per diem allowance of not to exceed Twelve Dollars (\$12) per

RESOLUTIONS

day for the first one hundred and twenty (120) days only of each Session of the Legislature as the maximum compensation for Members of the Legislature and limiting the Regular Session to one hundred and forty (140) days."

Sec. 3. The Governor of Texas shall issue the necessary proclamation for the election and this Amendment shall be published in the manner and for the length of time as required by the Constitution and Laws of this State.

Adopted by the House, April 28, 1959: Yeas 110, Nays 27; House concurred in Senate amendments, May 12, 1959: Yeas 106, Nays 37; passed, as amended, by the Senate, May 11, 1959: Yeas 22, Nays 7. Approved May 30, 1959.

PROPOSED CONSTITUTIONAL AMENDMENT—LOANS AND LENDERS—CLASSIFICATION AND REGULATION

H. J. R. No. 6

Proposing an Amendment to Section 11, Article XVI of the Constitution of the State of Texas, so as to give the Legislature authority to classify loans and lenders, license and regulate lenders, define interest, fix maximum rates of interest, and provide for a maximum rate of interest of ten per centum (10%) per annum in the absence of legislation setting maximum rates of interest; providing that the rate of interest shall not exceed six per cent (6%) per annum in contracts where no interest rate is agreed upon; providing for the right of appeal and trial de novo in the event any regulatory agency cancels or refuses to grant any permit; providing for the necessary election and the form of the ballot; and providing for the necessary proclamation and publication.

Be it resolved by the Legislature of the State of Texas:

Section 1. That Section 11, Article XVI of the Constitution of the State of Texas be amended so as to hereafter read as follows:

"Section 11. The Legislature shall have authority to classify loans and lenders, license and regulate lenders, define interest and fix maximum rates of interest; provided, however, in the absence of legislation fixing maximum rates of interest all contracts for a greater rate of interest than ten per centum (10%) per annum shall be deemed usurious; provided, further, that in contracts where no rate of interest is agreed upon, the rate shall not exceed six per centum (6%) per annum. Should any regulatory agency, acting under the provisions of this Section, cancel or refuse to grant any permit under any law passed by the Legislature; then such applicant or holder shall have the right of appeal to the courts and granted a trial de novo as that term is used in appealing from the justice of peace court to the county court."

Sec. 2. The foregoing Constitutional Amendment shall be submitted to a vote of the qualified electors of this State at an election to be held on the first Tuesday after the first Monday in November, 1960, at which election all ballots shall have printed thereon the following:

"FOR the Constitutional Amendment giving the Legislature authority to classify loans and lenders, license and regulate lenders, define interest and fix maximum rates of interest; and providing for a maximum rate of interest of ten per centum (10%) per annum in the absence of legislation fixing maximum rates of interest."

"AGAINST the Constitutional Amendment giving the Legislature authority to classify loans and lenders, license and regulate lenders, define interest and fix maximum rates of interest; and providing for a maximum rate of interest of ten per centum (10%) per annum in the absence of legislation fixing maximum rates of interest."